



State of Utah  
School & Institutional  
Trust Lands Administration

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Kevin S. Carter  
Director

5/039/0099  
cc: John Rogers

August 5, 2010

Mr. Paul Baker  
Minerals Program manager  
Division of Oil, Gas & Mining  
1594 West North Temple, Suite 1210  
Salt lake City, UT 84114

RE: S/039/019, Flower Patch Quarry, Bown Building Stone  
SITLA Mineral Materials Permit ML 49448-MP  
T20 S, R2E, SLB&M, Section 17, SW4SW4, Sanpete County

Dear Mr. Baker:

SITLA Mineral Materials Permit ML 49448-MP covering the above described lands expired on October 31, 2009. The permittee, Bown Building Stone ("Bown") no longer has any rights to remove building stone or any other mineral materials from the permit lands. Bown Building Stone was so advised and was asked to reclaim the quarried lands by a letter from SITLA dated November 5, 2009. The Flower Patch Quarry, opened and operated by Bown under ML 49448-MP, has not been reclaimed and it appears that Bown is in fact continuing to operate the quarry in trespass of state trust lands.

I was previously advised by Division staff that Bown had committed to reclaim the quarry when it next had equipment available on site to do so. When I visited the quarry this week on August 4, 2010, I found a track-hoe on site which may be used to reclaim the site. It appears, however that rather than commence reclamation the equipment was used to deepen and enlarge the quarry. I am writing to request that the Division immediately issue an order to Bown Building Stone to cease all production operations at the Flower Patch Quarry and immediately reclaim the quarry within the next 30 days. In the event Bown fails to timely perform the reclamation then I request that the Division initiate immediate action to forfeit any and all reclamation bonds associated with the mining permit. I understand the Division presently holds a reclamation bond for the Flower Patch Quarry in the amount of \$10,000.00. Thank you for your prompt attention to this matter.

Sincerely,

John T. Blake  
Trust Lands Specialist

CC: Tom Faddies  
Ron Barton